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6 Attorneys for Defendants,
OPPENHEIMER CINE RENTAL, LLC, OPPENHEIMER CAMERA PRODUCTS,
7 INC., and MARTY OPPENHEIMER

8 UNITED STATES DISTRICT COURT
9 CENTRAL DISTRICT OF CALIFORNIA
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11 VOICE INTERNATIONAL, INC., a
California corporation; DAVID GROBER,
12 an individual,

13 Plaintiffs,

14 v.

15 OPPENHEIMER CINE RENTAL, LLC, a
Washington corporation; OPPENHEIMER
16 CAMERA PRODUCTS, INC., a
Washington corporation; MARTY
17 OPPENHEIMER, an individual; and
DOES 1-10, inclusive,

18 Defendants.
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Case No.: CV-15-08830-JAK-KS

Hon. Judge John A. Kronstadt

**DECLARATION OF MARTY
OPPENHEIMER IN SUPPORT OF
DEFENDANTS' MOTION TO
DISMISS**

Hearing Date: 4/4/16
Hearing Time: 8:30 a.m.
Dept: 750, 7th Fl.

Complaint filed: 11/12/15

DECLARATION OF MARTY OPPENHEIMER

1 I, MARTIN J. OPPENHEIMER, declare and state as follows:

2 1. My name is Martin J. Oppenheimer. I live in the State of Washington. I
3 have personal knowledge of the matters set forth below. If called as a witness, I
4 would be competent to testify concerning these facts.

5 2. I founded and manage the camera rental house Oppenheimer Cine
6 Rental, LLC ("Oppenheimer Cine Rental"), which is a limited liability company
7 organized under the laws of Washington and has a principal place of business in
8 Seattle, Washington. I own Oppenheimer Cine Rental in its entirety.

9 3. Oppenheimer Cine Rental, including through its predecessors in interest,
10 has been renting equipment since 1979. Oppenheimer Cine Rental has rented and
11 continues to rent hundreds of different kinds of cameras, lenses and related equipment.
12 One of the many products that Oppenheimer Cine Rental rents is a camera stabilizer
13 under the brand name MakoHead. Oppenheimer Cine Rental does not own or sell
14 MakoHead stabilizers. Rather, the Makohead stabilizer that Oppenheimer Cine Rental
15 rents is owned by a third party who maintains the equipment and supplies additional
16 parts as needed. Oppenheimer Cine Rental has never used a MakoHead stabilizer in
17 the State of California.

18 4. I also founded and manage Oppenheimer Camera Products, Inc.
19 ("Oppenheimer Camera Products"), which is a corporation organized under the laws
20 of Washington and has a principal place of business in Seattle, Washington. I own
21 Oppenheimer Camera Products in its entirety.

22 5. Oppenheimer Camera Products designs and sells products for the film
23 and video industry, including mounts, handles and battery systems. Oppenheimer
24 Camera Products does not buy, sell, use, own, rent, operate or otherwise deal in the
25 MakoHead stabilizers.

26 6. I do not individually buy, sell, use, own, rent, operate or otherwise deal in
27 MakoHead stabilizers. To the extent that I have any association with MakoHead
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DECLARATION OF MARTY OPPENHEIMER

1 stabilizers, that association be in conjunction with my role as a manager for
2 Oppenheimer Cine Rental and would be extremely limited.

3 7. I understand that Plaintiffs Voice International, Inc. and David Grober
4 (collectively, "Plaintiffs") have brought an action in California alleging that that
5 Oppenheimer Cine Rental, Oppenheimer Camera Products and myself, personally
6 (collectively, the "Defendants"), infringe U.S. Patent No. 6,611,622 (the "'622
7 patent"). I do not believe that it is fair or just for any of the Defendants to be haled
8 into a court in California for those or any other claims.

9 8. None of the Defendants is registered or qualified to or authorized to do
10 business in the State of California. The Defendants do not have an agent for service
11 of process in California. The Defendants do not employ any California residents. The
12 Defendants do not maintain an office in the State of California. The Defendants do
13 not maintain any company files or records in the State of California.

14 9. The Defendants do not have any bank accounts in the State of California.
15 The Defendants do not own any personal or real property in the State of California.
16 The Defendants do not have a telephone listing in the State of California. None of the
17 Defendants or their representatives regularly conduct business in the State of
18 California.

19 I declare under penalty of perjury that the foregoing is true and correct.
20 Executed this 10th day of December 2015 at Seattle, Washington

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22 MARTY OPPENHEIMER
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DECLARATION OF MARTY OPPENHEIMER